

ORDINANCE 1683

AN ORDINANCE VACATING A SANITARY SEWER EASEMENT LOCATED ALONG THE EAST SIDE OF SW STATE STREET, NORTH OF SW ORALABOR ROAD IN PRAIRIE TRAIL

WHEREAS, pursuant to notice published in the manner required by law, on the 18th day of October, 2010, this Council held a public hearing on a proposal to vacate a sanitary sewer easement as hereafter described; and

WHEREAS, this Council finds that all public purpose served by this easement will be relocated in a new easement; and

WHEREAS, this Council has determined that it is in the best interest of the citizens of Ankeny that said easement be vacated.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Ankeny, Iowa, as follows:

Section 1. The City of Ankeny does hereby vacate and release the Sanitary Sewer Easement recorded in Book 5815 Pages 377 of the records of the Polk County Recorder said easement being legally described as follows:

AN EASEMENT IN THE SOUTHEAST QUARTER OF SECTION 27, TOWNSHIP 80 NORTH, RANGE 24 WEST, OF THE 5TH PRINCIPAL MERIDIAN, EXCEPT JOHN DEERE PLACE, EXCEPT THE EAST 242.13 FEET AND EXCEPT HIGHWAY RIGHT-OF-WAY, WITH SAID EASEMENT TRACT BEING A STRIP 50.0 FEET IN WIDTH CENTERED ON A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 27; THENCE NORTH 0°21'24" EAST ALONG THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 190.38 FEET TO THE NORTH RIGHT-OF-WAY LINE; THENCE NORTH 86°30'50" WEST ALONG THE NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 242.23 FEET; THENCE NORTH 0°21'24" EAST ALONG A LINE PARALLEL TO THE EAST LINE OF SECTION 27, A DISTANCE OF 370.00 FEET TO THE POINT OF BEGINNING; THENCE NORTH 25°17' WEST, A DISTANCE OF 583.4 FEET; THENCE NORTH 11°27' WEST, A DISTANCE OF 484.6 FEET; THENCE NORTH 87° 42' WEST, A DISTANCE OF APPROXIMATELY 200 FEET TO THE EAST LINE OF LOT 14 OF SAID JOHN DEERE PLACE.

Section 2. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. Effective date. This ordinance shall be in effect upon its final passage and publication as required by law.

PASSED AND APPROVED this **1st** day of **November**, 2010.

Steven D. Van Oort, Mayor

Attest:

Pamela DeMouth, City Clerk

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